

STATE OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS

**TITLE 16. BOARD OF BARBERING AND COSMETOLOGY**

NOTICE IS HEREBY GIVEN that the Board of Barbering and Cosmetology is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at 2420 Del Paso Rd., Sequoia Room, Sacramento, California, at 9:00 a.m., on July 10, 2006. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board of Barbering and Cosmetology at its office not later than 5:00 p.m. on July 10, 2006 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Sections 7312, 7337.5(b), and 7421 of the Business and Professions Code, and to implement, interpret or make specific Sections 7415, 7417, 7418, 7419, 7420, 7423, 7423.5, 7424, and 7425 of said Code, the board is considering changes to Division 9 of Title 16 of the California Code of Regulations as follows:

**INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW**

Chapter 10 of Division 3 of the Business and Professions Code, Section 7421 authorizes fees to be set by the board, within the limits set forth in article 13, in amounts necessary to cover the expenses of the board in performing its duties under this chapter.

**Amend Section 998**

The Board of Barbering and Cosmetology is proposing to establish a \$95 application and examination fee for cosmetologist, barber, electrologist, manicurist, and esthetician license types, and to increase the license renewal fee by \$10.00. The proposal is to compensate for the actual costs for developing, purchasing, grading, and administering the examination and to cover the expenses of the Board in performing its duties. In addition, the proposals would support potential Budget Change Proposals for additional positions.

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

An analysis of the current fund condition indicated that in fiscal year 2008/2009, the Board of Barbering and Cosmetology may be facing a negative fund balance. The proposed amendments would increase revenues by approximately \$3,841 million dollars.

No federal funding impact anticipated.

Nondiscretionary Costs/Savings to Local Agencies:

None

Local Mandate:

None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement:

None

Business Impact:

The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses:

The Board of Barbering and Cosmetology has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business:

The cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action and that are known to the board are: a \$45 increase per examination application to be paid by an individual person if the school they attend does not include this in their tuition fees. A business would be impacted by this increase on a per student ratio if the school did not include an application and examination fee as part of their tuition.

### Effect on Housing Costs:

None

### EFFECT ON SMALL BUSINESS

See impact on private person or business

### CONSIDERATION OF ALTERNATIVES

The Board of Barbering and Cosmetology must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

### INITIAL STATEMENT OF REASONS AND INFORMATION

The Board of Barbering and Cosmetology has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

### TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Board of Barbering and Cosmetology at 2420 Del Paso Rd., Suite 100, Sacramento, California 95834.

### AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below. You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below **[or by accessing the website listed below]**.

### CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be

addressed to:

Name: Paul Cobb  
Address: Board of Barbering and Cosmetology  
2420 Del Paso Rd., Suite 100  
Sacramento, CA. 95834  
  
Telephone No.: (916) 575-7100  
Fax No.: (916) 575-7282  
E-Mail Address: Paul\_Cobb@dca.ca.gov

The backup contact person is:

Name: Heather Berg  
Address: Board of Barbering and Cosmetology  
2420 Del Paso Rd., Suite 100  
Sacramento, CA. 95834  
  
Telephone No.: (916) 575-7100  
Fax No.: (916) 575-7282  
E-Mail Address: Heather\_Berg@dca.ca.gov

Website Access:

Materials regarding this proposal can be found at [www.barbercosmo.ca.gov](http://www.barbercosmo.ca.gov)